

HOUSE BILL 1298

By Sparks

AN ACT to amend Tennessee Code Annotated, Title 39,  
relative to synthetic controlled substances.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 39-17-419, is amended by deleting the section and substituting instead:

It may be inferred from the amount of a controlled substance or synthetic controlled substances possessed by an offender, along with other relevant facts surrounding the arrest, that the controlled substance or synthetic controlled substances were possessed with the purpose of selling or otherwise dispensing. It may be inferred from circumstances indicating a casual exchange among individuals of a small amount of a controlled substance or synthetic controlled substances that the controlled substance or synthetic controlled substances so exchanged were possessed not with the purpose of selling or otherwise dispensing in violation of § 39-17-417(a). The inferences shall be transmitted to the jury by the trial judge's charge, and the jury will consider the inferences along with the nature of the substance possessed when affixing the penalty.

SECTION 2. This act shall take effect July 1, 2015, the public welfare requiring it.